REMARKS

Applicant has considered and studied the Office Action dated March 23, 2005. Claims 1-22 are pending. Claims 1-22 are rejected. Claims 1, 7, 10, 16, and 19-21 have been amended to correct inadvertent errors. No new matter has been introduced by the amendments to the claims.

Applicant thanks the Examiners Benjamin A. Ailes and William Vaughan for conducting a telephonic interview on May 25, 2005 at 3:30 P.M. In accordance with MPEP § 713.04, a summary of the telephone interview follows. During the telephonic interview, the relevancy was discussed of prior art Montalbano, US 5,838,775, in relationship to the subject matter contained in claims 1 and 10. An agenda, a copy herein attached, was faxed to Examiner Ailes on March 24, 2005. The agenda discussed reasons why Montalbano does not teach or suggest claims 1 and 10 of the present application and should not be considered as prior art in the rejection of these claims.

William Vaughn, during the telephonic interview, stated that Montalbano does not teach or suggest the elements of claims 1 and 10. More specifically, the elements not taught or suggested by claims 1 and 10 include "transmitting the information to each terminal in an on-hook status thereof after checking the on-hook status of the terminal, and displaying the information on a display unit of the terminal." In contrast to the subject matter of claims 1 and 10, Montalbano merely teaches "a user select[ing] an interface category . . . and the user's interface is changed to one built around a different football team each time the user takes the telephone off hook" (col. 4, lines 50-57). During the interview, Examiner Vaughn recommended Examiner Ailes perform a prior art search to locate a reference containing the subject matter of claims 1 and 10 and to provide the reference as part of a non-Final Office Action.

Applicant respectfully requests reconsideration and reexamination of the following remarks and amendments.

§ 112(a) Rejections

Claims 19-22 have been rejected as containing indefinite subject matter. In particular, claim 19 recites the word "etc". As suggested by the Examiner, claim 19 has been amended to recite ". . . storing information such as various advertisements, guides, or bulletins transmitted

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from an external network or a local network", thereby removing the rejected element "etc" from claim 19. As such, the rejection of claim 19 on this basis has been overcome. Furthermore, the amendment to claim 19 has also overcome the rejection of claims 20-22 because these claims were rejected by virtue of their dependence on the rejected claim 19.

§ 102(b) Rejections

Claims 1-22 have been rejected under 35 USC § 102(b) as being anticipated by Montalbano (US 5,838,775). Applicant traverses these rejections below. As discussed above, Montalbano does not teach or suggest the elements of claims 1 and 10. Thus, the rejections of claims 1 and 10 are moot with respect to Montalbano. Claims 2-9 should be allowable by virtue of their dependence on independent claim 1. Claims 11-18 should be allowable by virtue of their dependence on independent claim 10. Claim 19 should be allowable because it recites substantially the same elements as claims 1 and 10. Furthermore, claims 20 –22 should be allowable by virtue of their dependence on claim 19.
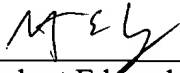
CONCLUSION

No amendment made was related to the statutory requirements of patentability. No amendment made was for the purpose of narrowing the scope of any claim. Applicant respectfully submits that the application is in the condition for allowance.

If for any reason the Examiner finds the application other than in condition for allowance, the Examiner is requested to call the undersigned attorney at the telephone number (213) 623-2221 to discuss the steps necessary for placing the application in condition for allowance.

Date: June 23, 2005

Respectfully submitted,

LEE, HONG, DEGERMAN, KANG & SCHMADEKA

By:_____

Robert Edward Kasody

Customer No. 035884

Registration No. 50,268

801 S. Figueroa Street, 14th Floor
Los Angeles, California 90017
Telephone: 213-623-2221
Facsimile: 213-623-2211

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